HON'BLE SRI JUSTICE P.S. NARAYANA

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W.P.No.15367 of 2006

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Dated 31st JULY 2006

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Between:
B.Murali S/o Govindaiah, 27 years
R/o Ragimanupenta village,
Bangarupalyam Mandal, Chittoor District
& 8 others

… Petitioners

And:
State Election Comission, rep. By its
Commissioner, Andhra Pradesh, III Floor
Budha Bhavan, M.G. Road, Secunderabad
& 2 others

… Respondents

HON'BLE SRI JUSTICE P.S. NARAYANA

W.P.No.15367 of 2006

ORDER:

Heard the learned Counsel.

This writ petition is filed to issue a writ of Mandamus declaring the action of 3rd respondent in rejecting enbloc the nominations of the petitioners for the post of Ward Member/ Sarpanch as illegal, arbitrary and colourable exercise of powers and consequently direct the 3rd respondent to receive the nominations of the petitioners and permit them to contest the ensuing Gram Panchayat Election 2006, for Ragimanupenta Gram Panchayat, Chittoor District and pass such other suitable orders.

2. Several factual details had been narrated in the affidavit filed in support of the writ petition. This Court is satisfied *prima- facie* that action of enbloc rejection of nominations appears to be arbitrary and hit by Article 14 of the Constitution of India. But however, in view of several factual controversies, this Court is not inclined to express any further opinion. It is needless to say that the petitioners are having remedy by way of appeal to the Election Tribunal.

3.In view of the same, the petitioners are at liberty to approach the Election Tribunal by way of appeal. With the above observation, the writ petition is disposed of. No order as to costs.

P.S. NARAYANA, J

Dated: 31st JULY 2006
BSS